



Schedule

North Dakota Office of State Tax Commissioner

ND-1NR**Tax calculation for nonresidents
and part-year residents****2004****Attach to Form ND-1**

Please type or print in black or blue ink. Enter one letter or number in each box. See instructions on back of schedule.

Your name as shown on Form ND-1

Social security number

If a part-year resident, enter dates you were a resident of North Dakota:

to

Month/Day/Year

Month/Day/Year

Name of other state in which you were a part-year resident:

Column A

Total from federal return

US Dollars

Column B

North Dakota portion

US Dollars

1. Wages, salaries, and tips (line 7 of Form 1040 or 1040A, or line 1 of Form 1040EZ) -----	1	<input type="text"/>	1	<input type="text"/>
2. Interest and dividend income (add lines 8a and 9a of Form 1040 or 1040A, or amount from line 2 of Form 1040EZ) -----	2	<input type="text"/>	2	<input type="text"/>
3. Business income or loss (line 12 of Form 1040) -----	3	<input type="text"/>	3	<input type="text"/>
4. Ordinary and capital gains and losses (add lines 13 and 14 of Form 1040, or amount from line 10 of Form 1040A) -----	4	<input type="text"/>	4	<input type="text"/>
5. IRAs, pensions, and annuities (add lines 15b and 16b of Form 1040, or lines 11b and 12b of Form 1040A) ..	5	<input type="text"/>	5	<input type="text"/>
6. Income from rents, royalties, partnerships, S corporations, estates, and trusts (line 17 of Form 1040) ..	6	<input type="text"/>	6	<input type="text"/>
7. Farm income or loss (line 18 of Form 1040) -----	7	<input type="text"/>	7	<input type="text"/>
8. Other income (add lines 10, 11, 19, 20b and 21 of Form 1040, or lines 13 and 14b of Form 1040A, or amount from line 3 of Form 1040EZ) -----	8	<input type="text"/>	8	<input type="text"/>
9. Add lines 1 through 8 of Column B -----	9		9	<input type="text"/>
10. Education expenses (add lines 23, 26 and 27 of Form 1040, or lines 16, 18 and 19 of Form 1040A) --	10	<input type="text"/>	10	<input type="text"/>
11. Moving expenses (line 29 of Form 1040) -----	11	<input type="text"/>	11	<input type="text"/>
12. Self-employed deductions (add lines 30, 31, and 32 of Form 1040) -----	12	<input type="text"/>	12	<input type="text"/>
13. IRA deduction (line 25 of Form 1040 or line 17 Form 1040A) -----	13	<input type="text"/>	13	<input type="text"/>
14. Other deductions (add lines 24, 28, 33 and 34a of Form 1040) -----	14	<input type="text"/>	14	<input type="text"/>
15. Add lines 10 through 14 of Column B -----	15		15	<input type="text"/>
16. North Dakota source income (Subtract line 15 from line 9. If zero or less, enter 0) -----	(N1) 16			<input type="text"/>
17. Federal adjusted gross income (From Form ND-1, line E) -----	17			<input type="text"/>
18. Enter amount from Form ND-1, line 5 -----	18			<input type="text"/>
19. Modified federal adjusted gross income (Subtract line 18 from line 17. If less than zero, enter 0) --	(N2) 19			<input type="text"/>
20. North Dakota income ratio (Divide line 16 by line 19. Round to nearest two decimal places. If line 16 is more than line 19, enter 1.00. If line 16 is zero, enter 0.00) -----	20			<input type="text"/>
21. Tax for the amount on Form ND-1, line 14, from the Tax Table on page 18 of the Form ND-1 instructions. If you have farm income, see the instructions on the back of this schedule -----	(N3) 21			<input type="text"/>
22. Tax (Multiply line 21 by line 20) Enter the amount from this line on Form ND-1, line 15 -----	22			<input type="text"/>

Who must complete

If you were a full-year nonresident or a part-year resident of North Dakota (ND) during the tax year, you must complete this schedule to calculate your North Dakota tax.

Joint filers with different states of residence—If you are filing a joint federal return, but you are required to file separate ND returns because you and your spouse had different states of residence, you must obtain and complete Schedule SF before you complete Schedule ND-1NR. See “Exception for joint filers with different states of residence” under **Line A-Filing status** on page 8 of the Form ND-1 instruction booklet.

Minnesota and Montana residents—If you were a full-year resident of Minnesota or Montana, and all of your income is exempt from ND tax under reciprocity, do not complete this schedule. See **Reciprocity** on page 6 of the Form ND-1 instruction booklet.

How to complete

Fill in your name and social security number at the top of the schedule. If you were a part-year resident of North Dakota during the tax year, enter the dates you were a resident of North Dakota and the name of the other state in which you were a resident for part of the year.

Complete Column A (Total from federal return) first by filling in the total amounts from your federal income tax return. If you used Federal TeleFile, enter each type of income included in your federal adjusted gross income (on line I of the TeleFile Tax Record) on the appropriate line of Column A. Then complete Column B (North Dakota portion) according to the specific line instructions that follow.

Specific line instructions for Column B only—North Dakota portion

Complete Column B by filling in the portion of the amount shown in Column A that is derived from ND sources, as explained below.

Line 1

Include wages, salaries, tips, commissions, bonuses, and other compensation received for services performed in ND while a nonresident, and all compensation received while a ND resident.

Minnesota resident—Do not include compensation for work performed in ND while a Minnesota resident if you maintained a permanent home in Minnesota that you returned to at least once each month.

Montana resident—Do not include compensation for work performed in ND while a Montana resident.

Interstate commerce employee—Do not include compensation received for work performed in ND while a nonresident if it was for performing regularly assigned duties in more than one state for a rail, motor, air, or water carrier as provided under federal interstate commerce law.

Line 2

Include amounts received (or credited to your account) while a ND resident. However, do not include interest from U.S. obligations. Also include your share of ND-source interest and dividends received from a pass-through entity (e.g., a partnership) while a nonresident.

Line 3

Include net income or loss attributable to the portion of a sole proprietorship operated in ND while a nonresident, and net income or loss from a sole proprietorship (regardless of where its operations are located) while a ND resident.

Minnesota resident—Do not include net income or loss from a personal or professional service business operated in ND while a Minnesota resident if the income is eligible for exemption under reciprocity.

Line 4

Include net gains and losses from tangible property in ND received while a nonresident, and net gains and losses from all property (regardless of its location) received while a resident. Also include your share of ND-source net gains and losses received from a pass-through entity (e.g., a partnership) while a nonresident.

Line 5

Include amounts received while a ND resident.

Line 6

Include net income and losses from the rental of tangible property in ND received while a nonresident, and net income and losses from the rental of all property (regardless of location) received while a ND resident.

Include royalties and other income from interests in oil, coal, or other mineral property in ND received while a nonresident, and income from all mineral properties (regardless of location) received while a ND resident.

Include your share of ND ordinary income or loss, net rental income, and other income not reported on other lines received from a pass-through entity (e.g., a partnership) while a nonresident, and all similar types of income and losses received from a pass-through entity while a ND resident.

Include your share of ND-source income and losses from an estate or trust received while a nonresident, and all income and losses received from an estate or trust while a ND resident. Do not include interest, dividends, pensions, or annuities received while a nonresident.

Line 7

Include net income or loss attributable to the portion of a farm operated in ND while a nonresident, and net income or loss from a farm (regardless of its location) while a ND resident.

Line 8

Include amounts received while a ND resident, and amounts received from ND sources while a nonresident. State and local income tax refunds, alimony, and social security benefits are not income from ND sources for a nonresident.

Part-year resident only—To determine the amount of your taxable social security benefits to include on this line, multiply the total gross social security benefits received while a resident by a percentage equal to the total taxable portion of your social security benefits divided by your total gross social security benefits.

Line 10

If a part-year resident, include expenses paid while a ND resident. Otherwise, multiply amount in Column A by a ratio equal to ND income divided by total income.

Line 11

Include moving expenses paid while a ND resident or that were attributable to a move into ND.

Line 12

Multiply amount in Column A by a ratio equal to ND self-employment income divided by total self-employment income.

Line 13

Multiply amount in Column A by a ratio equal to ND earned income divided by total earned income.

Line 14

Multiply a clean fuel vehicle deduction and a health savings account deduction by a ratio equal to ND income divided by total income.

Multiply business expenses of reservists, performing artists, and fee-basis government officials, by a ratio equal to ND wages or fees to which expenses relate divided by total wages or fees to which expenses relate.

Include the penalty on early withdrawal only if the related interest income is included on line 2, Column B.

If a part-year resident, include alimony paid while a ND resident. Otherwise, multiply the total alimony paid by a ratio equal to ND income divided by total income.

Multiply an MSA deduction by a ratio equal to ND compensation divided by total compensation from employer sponsoring MSA.

Multiply any other adjustment properly included in the total on line 35 of Form 1040 by a ratio equal to ND income to which adjustment relates divided by total income to which adjustment relates.

Line 21

If you have farm income and you used Schedule J (Form 1040) to calculate your federal tax, see Schedule ND-1FA for an alternative tax calculation.